

A Bill for an Act Relating to Optometry.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 459-7, Hawaii Revised Statutes, is amended by amending subsection (c) to read as follows:

“(c) The applicants for examination shall be given due notice of the date and place of each examination. [An applicant who fails to pass an examination on the applicant’s first attempt, shall be permitted upon payment of a reexamination fee, to take a second or third examination covering only those parts of the examination which the applicant failed to pass. An applicant who fails to pass the examination on the third attempt or any subsequent attempt shall be required in each instance to file a new application, pay the application and examination fees, and take a complete examination.]

Any person aggrieved by the denial or refusal of the board to issue a license may submit a request for a contested case hearing pursuant to chapter 91 within sixty days of the date of the refusal or denial. An appeal to the circuit court of the circuit within which the applicant resides may be taken from [any decision of the board by any applicant who is refused or denied a license.] the board’s final order.

Every candidate who passes an examination shall be licensed as possessing the qualifications required by this chapter, and shall receive from the board a proper license upon payment of a license fee.”

SECTION 2. Statutory material to be repealed is bracketed. New statutory material is underscored.

SECTION 3. This Act shall take effect upon its approval.

(Approved May 29, 1987.)